

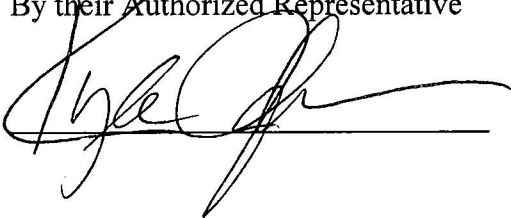
UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

_____	)	
WILLIAM IRVING,	)	
	)	
Plaintiff,	)	
	)	
v.	)	C.A. No. 05-CV-10054 EFH
	)	
7-ELEVEN, INC. and	)	
THE SOUTHLAND CORPORATION	)	
	)	
Defendants.	)	
_____	)	

**DEFENDANTS 7-ELEVEN, INC. and THE SOUTHLAND CORPORATION'S  
CERTIFICATION PURSUANT TO LOCAL RULE 16.1 (D)(3)**

Defendants, 7-Eleven, Inc. and The Southland Corporation, and their counsel certify that they have conferred with a view to establishing a budget for the costs of conducting the full course - and various alternative courses - of the litigation; and to consider the resolution of the litigation through the use of Alternative Dispute Resolution programs such as those outlined in Local Rule 16.4.

7-ELEVEN, INC. and  
THE SOUTHLAND CORPORATION,  
By their Authorized Representative



Defendants  
7-ELEVEN, INC. and  
THE SOUTHLAND CORPORATION,  
By their attorneys,

/S/ Janet B. Pezzulich

\_\_\_\_\_  
Michael P. Giunta  
BBO No. 543768  
Janet B. Pezzulich  
BBO No. 642442  
Donovan Hatem LLP  
Two Seaport Lane  
Boston, MA 02210  
(617) 406-4500

Date: 12/1/05  
00962563/24488.2